

ocket No. 099505-051061

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant:	Jabar, et al.	Examiner:	Grunberg, Anne Marie
Serial No.:	10/056,803	Group:	1661
Filed:	January 24, 2002		
For:	METHOD OF INCREASING CROP YIELD		

**CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)**

I hereby certify that the attached correspondence comprising:

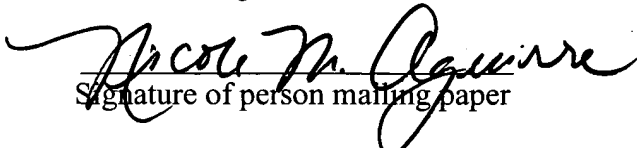
1. Transmittal Form (1 pg);
2. Amendment (5 pp.);
3. Return Receipt Postcard;

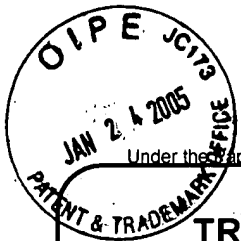
is being deposited with the United States Postal Service, with sufficient postage, as first class mail in an envelope addressed to:

MAIL STOP AMENDMENT  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

on January 20, 2005

Nicole M. Aguirre

  
Signature of person mailing paper

**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	10/056,803
Filing Date	January 24, 2002
First Named Inventor	Anthony Jabar, Jr.
Art Unit	1661
Examiner Name	Anne Marie Grunberg
Attorney Docket Number	099505-051061

**ENCLOSURES (Check all that apply)**

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Certificate of Mailing and Return Receipt Postcard.
<b>Remarks</b> The Commissioner is authorized to charge fee deficiencies or credit overpayments to the Nixon Peabody LLP Deposit Account No. 50-0850.		

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name	NIXON PEABODY LLP, 100 Summer Street, Boston, MA 02110-2131		
Signature			
Printed name	David S. Resnick		
Date	1/20/05	Reg. No.	34,235

**CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name	Nicole M. Aguirre	Date	1/20/05

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



Docket No. 099505-051061

1661  
8FL  
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Jabar, et al. Examiner: Grunberg, Anne Marie  
Serial No.: 10/056,803 Group: 1661  
Filed: January 24, 2002  
For: METHOD OF INCREASING CROP YIELD

CERTIFICATE OF MAILING (37 C.F.R. SECTION 1.8(a))

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to MAIL STOP AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Date

1/20/05

Nicole M. Aguirre

(type or print name of person mailing paper)

Signature of person mailing paper

*Nicole M. Aguirre*

MAIL STOP AMENDMENT  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

AMENDMENT

Sir:

In response to the Office Action of October 20, 2004 in the above-identified application, Applicants respectfully request that the following election of species be entered into the present application.

**Listing of the Claims** are reflected beginning on page 2 of this paper.

**Remarks/Arguments** begin on page 4 of this paper.